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HOUSE BILL 2117

By Lewis

AN ACT to amend Chapter 8 of the Private Acts of 1971; as amended by Chapter 204 of the Private Acts of 1982 and Chapter 105 of the Private Acts of 1998; and any other acts amendatory thereto, relative to the Coffee County Highway Commission.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Section 1 of Chapter 8 of the Private Acts of 1971, as amended by Chapter 204 of the Private Acts of 1982, and Chapter 105 of the Private Acts of 1998, and any other acts amendatory thereto, is amended by deleting such section in its entirety and by substituting instead the following:

Section 1. There is hereby created a Highway Commission for Coffee County to be composed of five (5) members. The county executive shall be an ex officio member.

SECTION 2. Section 2 of Chapter 8 of the Private Acts of 1971, as amended by Chapter 204 of the Private Acts of 1982, and Chapter 105 of the Private Acts of 1998, and any other acts amendatory thereto, is amended by deleting such section in its entirety and by substituting instead the following:

Section 2. The members of the Highway Commission now in office shall serve in their respective positions until their successors are elected and qualified. At the August election in 2002 and every four (4) years thereafter members of the Highway Commission shall be elected and shall take office on September 1 next following such election and serve a four-year term.

There shall be elected one (1) County Highway Commission member from Commission Districts 5 and 6 collectively; one (1) County Highway Commission member from Commission Districts 7 and 8 collectively; one (1) County Highway Commission member from Commission Districts 9 and 10 collectively; one (1) County Highway Commission member from Commission Districts 11 and 12 collectively; and one (1) County Highway Commission member from Commission Districts 13 and 14 collectively. If any member ceases to reside in any of the collective commission districts from which he was elected, his office shall become vacant and the County Commission shall elect another resident within said districts to fill the unexpired term. However, a change in the corporate limits of the municipality resulting in a change in commission district lines shall not constitute a vacancy and the member so affected shall serve out the remainder of his term. Thereafter, the portion of the commission district taken into the corporate limits of the municipality shall not be treated as a part of the road district herein created.

The commission districts herein enumerated are more fully described in the reapportionment resolutions adopted by the County Commission on the 20th day of December, 2001, as on file in the office of the County Clerk and the Coffee County Election Commission.

SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 4. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Coffee County. Its approval or nonapproval shall be proclaimed by the presiding officer of Coffee County and certified to the secretary of state.

SECTION 5. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 4.